
Federal Communications Commission

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
John H. Romano)	File No. EB-05-NY-289
)	
Licensee of Amateur Radio Station N2NSA)	NOV No. V20063238008
Far Rockaway, New York)	
)	

NOTICE OF VIOLATION

Released: November 9, 2005

By the District Director, New York Office, Northeast Region, Enforcement Bureau:

1. This is a Notice of Violation ("Notice") issued pursuant to Section 1.89 of the Commission's Rules,¹ to John H. Romano, licensee of amateur radio station N2NSA.

2. On October 6, 2005, in connection with a complaint of interference to the aviation band, agents of the Commission's New York Office inspected your radio station located at Far Rockaway, NY and observed the following violation:

47 C.F.R. § 97.307(e): "The mean power of any spurious emission from a station transmitter or external RF power amplifier transmitting on a frequency between 30-225 MHz must be at least 60 dB below the mean power of the fundamental. For a transmitter having a mean power of 25 W or less, the mean power of any spurious emission supplied to the antenna transmission line must not exceed 25 µW and must be at least 40 dB below the mean power of the fundamental emission, but need not be reduced below the power of 10 µW." During the inspection, agents detected spurious emissions on 125.7 MHz emanating from your station, which were measured at 9 dB below the mean power of the fundamental frequency of 145.05 MHz. As an amateur licensee, Section 97.307(c) of the Commission's rules requires that you take steps to eliminate the interference, in accordance with good engineering practice." See 47 C.F.R. § 97.307(c).

3. Pursuant to Section 308(b) of the Communications Act of 1934, as amended,² and Section 1.89 of the Commission's Rules, John H. Romano must submit a written statement concerning this matter within twenty (20) days of release of this Notice. The response must fully explain each violation, must contain a statement of the specific action(s) taken to correct each violation and preclude recurrence, and should include a time line for completion of pending corrective action(s). The response must be complete in itself and signed by John H. Romano. All replies and documentation sent in

¹ 47 C.F.R. § 1.89.

² 47 U.S.C. § 308(b).

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response to this Notice should be marked with the File No. and NOV No. specified above, and mailed to the following address:

Federal Communications Commission
New York Office
201 Varick Street, Suite 1151
New York, NY 10014

4. This Notice shall be sent to John H. Romano at his address of record.

5. The Privacy Act of 1974³ requires that we advise you that the Commission will use all relevant material information before it, including any information disclosed in your reply, to determine what, if any, enforcement action is required to ensure compliance. Any false statement made knowingly and willfully in reply to this Notice is punishable by fine or imprisonment under Title 18 of the U.S. Code.⁴

FEDERAL COMMUNICATIONS COMMISSION

Daniel W. Noel
District Director
New York Office
Northeast Region
Enforcement Bureau

³ P.L. 93-579, 5 U.S.C. § 552a(e)(3).

⁴ 18 U.S.C. § 1001 *et seq.*